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**UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA**

RICK CHEN, individually and on behalf of all
others similarly situated,

Plaintiff,

v.

VESYNC CORPORATION,

Defendant.

Case No. 3:23-cv-004458-TLT

**PLAINTIFF'S NOTICE OF MOTION
AND MOTION FOR PARTIAL
SUMMARY JUDGMENT**

Date: January 6, 2026

Time: 2:00 P.M.

Courtroom: 9 – 19th Floor

Judge: Hon. Trina L. Thompson

REDACTED VERSION

TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

PLEASE TAKE NOTICE THAT on January 6, 2026 at 2:00 p.m., or as soon thereafter as counsel may be heard by the above-captioned Court, located at 450 Golden Gate Avenue, San Francisco, CA, 94102, Courtroom 9, 19th Floor in the Courtroom of Judge Trina L. Thompson, Plaintiff Rick Chen (“Plaintiff”) will and hereby does move the Court for an order granting Plaintiff’s Motion for Partial Summary Judgment (“Motion”) pursuant to Federal Rule of Civil Procedure 56(a).

This Motion is based on this Notice of Motion and Motion for Partial Summary Judgment; the Declaration of Gregory Sinderbrand; all records and papers on file in this action; any oral argument; and any such further evidence that the Court may consider in hearing this motion.

CIVIL LOCAL RULE 7-4(a)(3) STATEMENT OF ISSUES TO BE DECIDED

Whether Defendant Vesync Corporation violated the UCL, FAL, and CLRA as a matter of law by making false and misleading HEPA performance claims during: (1) the period from June 2019 through October 25, 2021; and/or (2) the period from October 26, 2021 through July 9, 2023.

Dated: September 12, 2025

BURSOR & FISHER, P.A.

By: /s/ L. Timothy Fisher

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